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TRANSMITTAL

May 11, 2004

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PTO/SB/21 (03-03)
Approved for use through 04/30/2003. OMB 0651-0031

09/930,917

August 16, 2001

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Application Number

Filing date

FORM (to be used for all correspondence after initial filing) Total Number of Pages in This Submission 12		First Named Inventor	John E. Gunderman 3643 Jeffrey L. Gellner 20386-305			
		Art Unit				
		Examiner Name				
		Attorney Docket Number				
FNCLOSURES (Check all that apply)						
☐ Fee Transmittal Form ☐ Fee attached ☐ Amendment/Reply ☐ After Final ☐ Affidavits/declaration(s) ☐ Extension of Time Request ☐ Express Abandonment Request ☐ Information Disclosure Statement ☐ Certified Copy of Priority ☐ Document(s) ☐ Response to Missing Parts/ ☐ Incomplete Application ☐ Response to Missing Parts under ☐ 37 CFR 1.52 or 1.53 ☐ Copy of the PTO Form 1533 ☐ (Rev. 9/97), Notice to File ☐ Missing Parts of Application ☐ Filing Date Granted	Drawing(s) Licensing- Petition Petition to Power of A Change of Terminal I Request fo	related Papers Convert to a Provisional Application attorney, Revocation Correspondence Address Disclaimer r Refund	After Allowance Communication to a Technology Center (TC) Appeal Communication to Board of Appeals and Interferences Appeal C (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) please identify below): Return Postcard			
Executed Declaration and Power of Attorney Document						
	Total Number of Pages in This Submis ☐ Fee Transmittal Form ☐ Fee attached ☐ Amendment/Reply ☐ After Final ☐ Affidavits/declaration(s) ☐ Extension of Time Request ☐ Express Abandonment Request ☐ Information Disclosure Statement ☐ Certified Copy of Priority ☐ Document(s) ☐ Response to Missing Parts/ ☐ Incomplete Application ☐ Response to Missing Parts under ☐ 37 CFR 1.52 or 1.53 ☐ Copy of the PTO Form 1533 ☐ (Rev. 9/97), Notice to File ☐ Missing Parts of Application ☐ Filing Date Granted ☐ Executed Declaration and Power	Total Number of Pages in This Submission 12	Total Number of Pages in This Submission 12			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313 on this date: May 11, 2004.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.	: 09/930,917	<u>CERTIFICATE OF MAILING</u>		
Applicant Filed Title	: John E. Gunderman et al. : August 16, 2001 : IN-GROUND CONTAINER STABILIZER FOR NURSERY ITEMS	United States Postal S postage as first class	certify that this ing deposited with the Service with sufficient mail in an envelope missioner for Patents,	
	: 3643 : Jeffrey L. Gellner	P.O. Box 1450, Ale 1450 on this 11th d	xandria, VA 22313- ay of May, 2004.	
Docket No.	: 20386-305	Brea Taken	Date	

AMENDMENT

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action mailed February 23, 2004, please amend the above identified Application as set forth below.

Amendments to the Claims are reflected in the listing of claims beginning on page 2.

Remarks/Arguments begin on page 7.